

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

MASSACHUSETTS INSTITUTE OF)
TECHNOLOGY,)
Plaintiff,)
v.) Civil Action No.: 05-10990 DPW
HARMAN INTERNATIONAL INDUSTRIES,)
INCORPORATED,)
Defendant.)

)

**ASSENTED-TO MOTION FOR ENTRY OF STIPULATION AND
ORDER AMENDING PROTECTIVE ORDER**

Pursuant to Rule 16(c) of the Federal Rules of Civil Procedure, Defendant Harman International Industries, Inc. ("Harman") submits this stipulation and assented-to Motion for Entry of the attached Proposed Stipulation and Order Amending the Protective Order Regarding Confidentiality. As reasons therefore, Harman states as follows:

1. The Court entered a Stipulated Protective Order Regarding Confidentiality ("Protective Order") in this action on January 31, 2006;
2. The parties have met and conferred in good faith and have agreed upon the terms of the Proposed Stipulated Order Amending Protective Order Regarding Confidentiality, attached hereto as Exhibit A, to govern discovery in this case.

WHEREAS, Harman respectfully requests that the Court enter the Proposed Stipulated Order Amending the Protective Order Regarding Confidentiality, attached hereto as Exhibit A, to govern discovery in this case.

Dated: March 22, 2006

Respectfully submitted,

/s/ Ann H. Chen

Robert J. Muldoon, Jr., BBO# 359480
James W. Matthews, BBO# 560560
Edward S. Cheng, BBO# 634063
Courtney A. Clark, BBO# 651381
SHERIN AND LODGEN, LLP
101 Federal Street
Boston, MA 02110

William A. Streff Jr., P.C.
Craig D. Leavell
Michelle A.H. Francis
Ann H. Chen
KIRKLAND & ELLIS LLP
200 E. Randolph Dr.
Chicago, IL 60601
(312) 861-2000 (phone)
(312) 861-2200 (fax)

Attorneys for Defendant

LOCAL RULE 7.1(A)(2) CERTIFICATE

Counsel for Harman International Industries, Incorporated hereby certify that they have conferred with opposing counsel on the matters set forth in the foregoing Motion and that plaintiff Massachusetts Institute of Technology has assented to this Motion.

/s/ Ann H. Chen

Ann H. Chen

EXHIBIT A

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

MASSACHUSETTS INSTITUTE OF TECHNOLOGY,)
Plaintiff,)
v.)
HARMAN INTERNATIONAL INDUSTRIES, INCORPORATED,)
Defendant.)
)
)
)
)
)
	Civil Action No.: 05-10990 DPW

**[PROPOSED] STIPULATED ORDER
AMENDING PROTECTIVE ORDER REGARDING CONFIDENTIALITY**

Whereas, the Court entered a Stipulated Protective Order ("Protective Order") in this action on January 31, 2006 (Docket Entry 42);

Whereas, Plaintiff Massachusetts Institute of Technology ("MIT") and Defendant Harman International Industries, Inc. ("Harman") have in good faith conferred and have agreed upon the following amendments to the Protective Order entered in this action on January 31, 2006;

Now, therefore, MIT and Harman stipulate, pursuant to Rule 26(c) of the Federal Rules of Civil Procedure, subject to the approval of the Court, as follows:

1. The Protective Order, entered in this action on January 31, 2006, shall govern any designated record of information produced in this action, except as otherwise set forth herein.
2. In addition to the materials identified in the January 31, 2006 Protective Order, "Highly Confidential" materials shall include all materials designated "Outside Counsel Only," but for any materials which are publicly available.

3. In addition to the individuals identified in Paragraph 6 of the Protective Order, the following additional individuals shall have access to any information, documents and things designated as "Highly Confidential" under this Protective Order:

- a. the Designated Representative for each Party, as set forth in Paragraph 5(b) of the Protective Order.

Stipulated and Agreed to this 23rd day of March, 2006.

Massachusetts Institute of Technology

By its attorneys,

/s/ Steven M. Bauer

Steven M. Bauer, BBO #542531
Kimberly A. Mottley, BBO #651190
PROSKAUER ROSE LLP
One International Place
Boston, MA 02110
(617) 526-9600

Harman International Industries, Inc.

By its attorneys,

/s/ Craig D. Leavell

Robert J. Muldoon, BBO #359480
James W. Matthews, BBO #560560
Edward S. Cheng, BBO# 634063
Courtney A. Clark, BBO# 651381
SHERIN AND LODGEN, LLP
101 Federal Street
Boston, MA 02110
(617) 646-2000

William A. Streff Jr., P.C.

Craig D. Leavell
Michelle A.H. Francis
Ann H. Chen
KIRKLAND & ELLIS LLP
200 E. Randolph Dr.
Chicago, IL 60601
(312) 861-2000

SO ORDERED:

Douglas P. Woodlock
United States District Judge

Dated